IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE THOTTATHIL B.RADHAKRISHNAN

MONDAY, THE 26TH MARCH 2007 / 5TH CHAITHRA 1929

WP(C).No. 8416 of 2007(B)

PETITIONER:

P.M.VISWANANTHAN,S/O.KRISHNAN NAMBIAR,
AGED 37 YEARS,CHERUPAZHASSY,MAYYIL,KANNUR DISTRICT

BY ADV. SRI.V.RAMKUMAR NAMBIAR

RESPONDENTS:

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1. THE REGIONAL DIRECTOR,EMPLOYEES STATE INSURANCE CORPORATION,NORTH SWARAJ ROUND,THRISSUR.

2. THE ASST.DIRECTOR,EMPLOYEES STATE INSURANCE CORPORATION,THRISSUR.

3. THE RECOVERY OFFICER,REGIONAL OFFICE, EMPLOYEES STATE INSURANCE CORPORATION,THRISSUR.

4. THE TAHSILDAR,TALUK OFFICE,TALIPARAMBA.

5. THE VILLAGE OFFICER,MAYYIL,KANNUR DIST.

6. STATE OF KERALA REP.BY CHIEF SECRETARY, SECRETARIAT,THIRUVANANTHAPRUAM.

BY SC ADV. SMT T.D.RAJALAKSHMI FOR R1 TO R3
GOVERNMENT PLEADER ADV.SMT.ANU SIVARAMAN FOR R4 TO R6

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 26/03/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

THOTTATHIL B. RADHAKRISHNAN, J.

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W.P.(C).No.8416 of 2007

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Dated this the 26th day of March, 2007

J U D G M E N T

Heard.

The learned standing counsel for the E.S.I.Corporation submits that, as of now, there is an Amnesty Scheme which enables the defaulters to avoid prosecution by paying off the entire outstandings, accruing incidentals as also interest and damages. Learned counsel for the petitioner submits that amounts have been remitted and if any further amount is due, that will also be deposited. Under such circumstances, this writ petition is disposed of directing that if the petitioner deposits all amounts due, to sustain the benefit of the the said Scheme within a period of three weeks from now and submits appropriate application, the petitioner will be given the benefit of the said Scheme. It is clarified that all amounts including by way of damages and interest shall also be paid by the petitioner, if such remittances are required to get the benefit of Amnesty Scheme. On such payment to the satisfaction of the Corporation, all coercive action will stand dropped.

THOTTATHIL B. RADHAKRISHNAN,
JUDGE.

sj